

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,

v.

BRAD SPENCER NERBOVIG,
Defendant/Judgment Debtor,
and
SAVE MART SUPERMARKETS,
Garnishee.

NO. 2:18-MC-00092-RSL
(2:02-CR-0289-1)

**Agreed Continuing Garnishee
Order**

A Writ of Continuing Garnishment directed to Garnishee, Save Mart Supermarkets, has been duly issued and served upon the Garnishee. Pursuant to the Writ, Garnishee Save Mart Supermarkets, filed its Answer on October 19, 2018, stating that at the time of the service of the Writ, Defendant/Judgment Debtor Brad Spencer Nerbovig (Mr. Nerbovig) was an active employee who was paid weekly.

1 After notification of the garnishment proceeding was mailed to the
2 parties on or about September 25, 2018, the Defendant/Judgment Debtor has
3 not requested a hearing to determine exempt property as of this date. On
4 October 26, 2018, the United States filed an Agreed Motion for Continuing
5 Garnishee Order, stating that it had agreed with Mr. Nerbovig to request a
6 reduced garnishment rate of \$750.00 per month (\$173.08 per week) from his
7 disposable earnings at Save Mart Supermarkets. The United States attached a
8 Proposed Agreed Continuing Garnishee Order to that effect, jointly presented
9 with Mr. Nerbovig and bearing his signature.
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12 IT IS THEREFORE ORDERED as follows:

13 That Garnishee, Save Mart Supermarkets, shall (1) pay to the Court all
14 monies that Save Mart Supermarkets was previously required to withhold, in
15 accordance with the Writ of Continuing Garnishment, (2) from this date
16 forward, to withhold and pay \$173.08 per week from Mr. Nerbovig's disposable
17 earnings, and (3) pay the entire amount (less federal tax withholding paid to
18 the Internal Revenue Service, if any) of any and all accounts in Save Mart
19 Supermarkets' possession, custody or control, in which the Defendant
20 maintains an interest and is eligible to withdraw (or becomes eligible to
21 withdraw);
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23

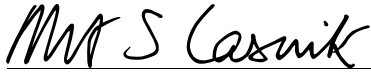
24 That such payments shall continue until Mr. Nerbovig's debt is paid in
25 full or until he is no longer an active employee of Garnishee and the Garnishee
26 no longer has possession, custody, or control of any funds due and owing to
27 Mr. Nerbovig, or until further order of this Court;
28

1 That such payments shall be applied to Mr. Nerbovig's outstanding
2 restitution obligation by the United States District Court for the Western
3 District of Washington; and

4
5 That the payments shall be made payable to the United States District
6 Court, Western District of Washington, referencing Case Nos. 2:02-CR-00289-
7 1 and 2:18-MC-00092-RSL, and delivered either personally or by First Class
8 Mail to:

9
10 United States District Court, Western District of Washington
11 Attn: Financial Clerk – Lobby Level
12 700 Stewart Street
13 Seattle, Washington 98101.

14
15 DATED this 29th day of October, 2018.

16
17 
18 Robert S. Lasnik
19 United States District Judge

20 Presented by:

21
22 s/ Kyle A. Forsyth
23 KYLE A. FORSYTH, WSBA # 34609
24 Assistant United States Attorney

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26 BRAD SPENCER NERBOVIG
27 Defendant/Judgment Debtor
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